

PN1888 NAVY nominations (34) beginning SCOTT R. BARRY, and ending JEFFREY C. WOERTZ, which nominations were received by the Senate and appeared in the Congressional Record of August 1, 2006.

PN1889 NAVY nominations (20) beginning RUTH A. BATES, and ending BRUCE G. WARD, which nominations were received by the Senate and appeared in the Congressional Record of August 1, 2006.

PN1890 NAVY nominations (31) beginning DARRYL C. ADAMS, and ending RICHARD WESTHOFF III, which nominations were received by the Senate and appeared in the Congressional Record of August 1, 2006.

PN1891 NAVY nominations (63) beginning ALFRED D. ANDERSON, and ending MICHAEL R. YOHNKE, which nominations were received by the Senate and appeared in the Congressional Record of August 1, 2006.

PN1892-1 NAVY nominations (479) beginning HENRY C. ADAMS III, and ending JOHN J. ZUHOWSKI, which nominations were received by the Senate and appeared in the Congressional Record of August 1, 2006.

PN1910 NAVY nominations (2) beginning LORI J. CICC, and ending JOHN M. POAGE, which nominations were received by the Senate and appeared in the Congressional Record of August 3, 2006.

PN1940 NAVY nominations (3) beginning RYAN G. BATCHELOR, and ending JASON T. YAUMAN, which nominations were received by the Senate and appeared in the Congressional Record of September 5, 2006.

PN1941 NAVY nominations (27) beginning MARC A. ARAGON, and ending ROBERT A. YEE, which nominations were received by the Senate and appeared in the Congressional Record of September 5, 2006.

PN1942 NAVY nominations (25) beginning MICHAEL J. BARRIERE, and ending MICHAEL D. WAGNER, which nominations were received by the Senate and appeared in the Congressional Record of September 5, 2006.

PN1943 NAVY nominations (35) beginning JOHN A. ANDERSON, and ending JAY A. YOUNG, which nominations were received by the Senate and appeared in the Congressional Record of September 5, 2006.

PN1944 NAVY nominations (16) beginning GERARD D. AVILA, and ending EDDI L. WATSON, which nominations were received by the Senate and appeared in the Congressional Record of September 5, 2006.

PN1945 NAVY nominations (266) beginning RENE V. ABADESCO, and ending MICHAEL W. F. YAWN, which nominations were received by the Senate and appeared in the Congressional Record of September 5, 2006.

PN1946 NAVY nominations (11) beginning AMY L. BLEIDORN, and ending MICAH A. WELTMER, which nominations were received by the Senate and appeared in the Congressional Record of September 5, 2006.

PN1947 NAVY nominations (11) beginning COREY B. BARKER, and ending WILLIAM R. URBAN, which nominations were received by the Senate and appeared in the Congressional Record of September 5, 2006.

PN1948 NAVY nominations (64) beginning NATHANIEL A. BAILEY, and ending MATTHEW C. YOUNG, which nominations were received by the Senate and appeared in the Congressional Record of September 5, 2006.

PN1949 NAVY nominations (45) beginning TRACY L. BLACKHOWELL, and ending SEAN M. WOODSIDE, which nominations were received by the Senate and appeared in the Congressional Record of September 5, 2006.

PN1950 NAVY nominations (959) beginning CHARLES J. ACKERKNECHT, and ending JAMES G. ZOULIAS, which nominations were received by the Senate and appeared in the Congressional Record of September 5, 2006.

PN1989 NAVY nominations (16) beginning DENNIS K. ANDREWS, and ending RAYMOND M. SUMMERLIN, which nominations were received by the Senate and appeared in the Congressional Record of September 7, 2006.

PN1990 NAVY nominations (9) beginning JAMES S. BROWN, and ending WINFRED L. WILSON, which nominations were received by the Senate and appeared in the Congressional Record of September 7, 2006.

PN1991 NAVY nominations (67) beginning LILLIAN A. ABUAN, and ending KEVIN T. WRIGHT, which nominations were received by the Senate and appeared in the Congressional Record of September 7, 2006.

PN1992 NAVY nominations (178) beginning ANDREAS C. ALFER, and ending ALISON E. YERKEY, which nominations were received by the Senate and appeared in the Congressional Record of September 7, 2006.

PN1993 NAVY nominations (27) beginning MICHAEL J. ADAMS, and ending HEATHER A. WATTS, which nominations were received by the Senate and appeared in the Congressional Record of September 7, 2006.

PN1994 NAVY nominations (52) beginning EMILY Z. ALLEN, and ending JOSEPH W. YATES, which nominations were received by the Senate and appeared in the Congressional Record of September 7, 2006.

PN1995 NAVY nominations (133) beginning KAREN L. ALEXANDER, and ending JOHN W. ZUMWALT, which nominations were received by the Senate and appeared in the Congressional Record of September 7, 2006.

PN1996 NAVY nominations (224) beginning ALEXANDER T. ABESS, and ending LAURETTA A. ZIAJKO, which nominations were received by the Senate and appeared in the Congressional Record of September 7, 2006.

PN1997 NAVY nominations (33) beginning CHAD E. BETZ, and ending TRACIE M. ZIELINSKI, which nominations were received by the Senate and appeared in the Congressional Record of September 7, 2006.

PN2013 NAVY nominations (19) beginning WANG S. OHM, and ending VIKTORIA J. ROLFF, which nominations were received by the Senate and appeared in the Congressional Record of September 13, 2006.

PN2077 NAVY nominations (2) beginning ILIN CHUANG, and ending WILLIAM P. SMITH, which nominations were received by the Senate and appeared in the Congressional Record of September 21, 2006.

#### EXPORT-IMPORT BANK

Bijan Rafiekian, of California, to be a Member of the Board of Directors of the Export-Import Bank of the United States for the remainder of the term expiring January 20, 2007.

#### DEPARTMENT OF COMMERCE

Christopher A. Padilla, of the District of Columbia, to be an Assistant Secretary of Commerce.

#### DEPARTMENT OF THE INTERIOR

C. Stephen Allred, of Idaho, to be an Assistant Secretary of the Interior.

Robert W. Johnson, of Nevada, to be Commissioner of Reclamation.

Mary Amelia Bomar, of Pennsylvania, to be Director of the National Park Service.

#### DEPARTMENT OF STATE

Donald Y. Yamamoto, of New York, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Federal Democratic Republic of Ethiopia.

Clyde Bishop, of Delaware, a Career Member of the Senior Foreign Service, Class of Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of the Marshall Islands.

Charles L. Glazer, of Connecticut, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of El Salvador.

Frank Baxter, of California, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Oriental Republic of Uruguay.

#### DEPARTMENT OF TRANSPORTATION

Ordered, That the following nomination be referred sequentially to the Committee on Homeland Security and Governmental Affairs pursuant to an order of January 20, 2005 for 20 calendar days:

Calvin L. Scovel, of Virginia, to be Inspector General, Department of Transportation.

#### TREATIES

Mr. FRIST. Mr. President, I ask unanimous consent that in executive session, the Senate consider the following treaties on today's Executive Calendar: Nos. 19 and 20.

I further ask that the treaties be considered as having passed through the various parliamentary stages up to and including the presentation of the resolutions of ratification; that any committee conditions, declarations, or reservations be agreed to as applicable; that any statements be printed in the CONGRESSIONAL RECORD as if read; and that the Senate take one vote on the resolutions of ratification to be considered as separate votes; further, that when the resolutions of ratification are voted upon, the motion to reconsider be laid upon the table, the President be notified of the Senate's action, and that following the disposition of the treaties, the Senate return to legislative session.

The PRESIDING OFFICER. Is there objection? Without objection, it is so ordered. The treaties will be considered to have passed through their various parliamentary stages up to and including the presentation of the resolution of ratification, which the clerk will state.

The legislative clerk read as follows:

Protocol additional to the Geneva Conventions of 12 August 1949, and relating to the adoption of an additional Distinctive Emblem (Treaty Document 109-10(A))

Extradition Treaty with United Kingdom (Treaty Document 108-23)

Mr. FRIST. Mr. President, I ask for a division on the resolutions of ratification.

The PRESIDING OFFICER. A division has been requested.

Senators in favor of the ratification of these treaties, please rise.

Those opposed will rise and stand until counted.

With two-thirds of the Senators present having voted in the affirmative, the resolutions of ratification are agreed to.

The resolutions of ratification are as follows:

PROTOCOL ADDITIONAL TO THE GENEVA CONVENTIONS OF 12 AUGUST 1949, AND RELATING TO THE ADOPTION OF AN ADDITIONAL DISTINCTIVE EMBLEM (TREATY DOC. 109-10(A))

*Resolved, (two-thirds of the Senators present concurring therein), That the Senate advises*

and consents to the ratification of the Protocol Additional to the Geneva Conventions of 12 August 1949, and relating to the Adoption of an Additional Distinctive Emblem, adopted at Geneva on December 8, 2005, and signed by the United States on that date (Treaty Doc. 109-10A).

EXTRADITION TREATY WITH UNITED KINGDOM  
(TREATY DOC. 108-23)

*Resolved (two-thirds of the Senators present concurring therein),*

Section 1. Senate Advice and Consent Subject to Understanding, Declarations, and Provisos

The Senate advises and consents to the ratification of the Extradition Treaty between the United States of America and the United Kingdom of Great Britain and Northern Ireland, and related exchanges of letters, signed at Washington on March 31, 2003 (hereinafter in this resolution referred to as the "Treaty") (Treaty Doc. 108-23), subject to the understanding in section 2, the declarations in section 3, and the provisos in section 4.

Section 2. Understanding

The advice and consent of the Senate under section 1 is subject to the following understanding:

Under United States law, a United States judge makes a certification of extraditability of a fugitive to the Secretary of State. In the process of making such certification, a United States judge also makes determinations regarding the application of the political offense exception. Accordingly, the United States of America understands that the statement in paragraphs 3 and 4 of Article 4 that "in the United States, the executive branch is the competent authority for the purposes of this Article" applies only to those specific paragraphs of Article 4, and does not alter or affect the role of the United States judiciary in making certifications of extraditability or determinations of the application of the political offense exception.

Section 3. Declarations

The advice and consent of the Senate under section 1 is subject to the following declarations:

(1) Nothing in the Treaty requires or authorizes legislation or other action by the United States of America that is prohibited by the Constitution of the United States.

(2) The Treaty shall be implemented by the United States in accordance with the Constitution of the United States and relevant federal law, including the requirement of a judicial determination of extraditability that is set forth in Title 18 of the United States Code.

Section 4. Provisos

The advice and consent of the Senate under section 1 is subject to the following provisos:

(1)(A) The Senate is aware that concerns have been expressed that the purpose of the Treaty is to seek the extradition of individuals involved in offenses relating to the conflict in Northern Ireland prior to the Belfast Agreement of April 10, 1998. The Senate understands that the purpose of the Treaty is to strengthen law enforcement cooperation between the United States and the United Kingdom by modernizing the extradition process for all serious offenses and that the Treaty is not intended to reopen issues addressed in the Belfast Agreement, or to impede any further efforts to resolve the conflict in Northern Ireland.

(B) Accordingly, the Senate notes with approval—

(i) the statement of the United Kingdom Secretary of State for Northern Ireland, made on September 29, 2000, that the United Kingdom does not intend to seek the extradition of individuals who appear to qualify

for early release under the Belfast Agreement;

(ii) the letter from the United Kingdom Home Secretary to the United States Attorney General in March 2006, emphasizing that the "new treaty does not change this position in any way," and making clear that the United Kingdom "want[s] to address the anomalous position of those suspected but not yet convicted of terrorism-related offences committed before the Belfast Agreement"; and

(iii) that these policies were reconfirmed in an exchange of letters between the United Kingdom Secretary of State for Northern Ireland and the United States Attorney General in September 2006.

(2) The Senate notes that, as in other recent United States extradition treaties, the Treaty does not address the situation where the fugitive is sought for trial on an offense for which he had previously been acquitted in the Requesting State. The Senate further notes that a United Kingdom domestic law may allow for the retrial in the United Kingdom, in certain limited circumstances, of an individual who has previously been tried and acquitted in that country. In this regard, the Senate understands that under U.S. law and practice a person sought for extradition can present a claim to the Secretary of State that an aspect of foreign law that may permit retrial may result in an unfairness that the Secretary could conclude warrants denial of the extradition request. The Senate urges the Secretary of State to review carefully any such claims made involving a request for extradition that implicates this provision of United Kingdom domestic law.

(3) Not later than one year after entry into force of the Treaty, and annually thereafter for a period of four additional years, the Secretary of State shall submit to the Committee on Foreign Relations of the Senate a report setting forth the following information with respect to the implementation of the Treaty in the previous twelve months:

(A) the number of persons arrested in the United States pursuant to requests from the United Kingdom under the Treaty, including the number of persons subject to provisional arrest; and a summary description of the alleged conduct for which the United Kingdom is seeking extradition;

(B) the number of extradition requests granted; and the number of extradition requests denied, including whether the request was denied as a result of a judicial decision or a decision of the Secretary of State;

(C) the number of instances the person sought for extradition made a claim to the Secretary of State of political motivation, unjustifiable delay, or retrial after acquittal and whether such extradition requests were denied or granted; and

(D) the number of instances the Secretary granted a request under Article 18(1)(c).

LEGISLATIVE SESSION

The PRESIDING OFFICER. The Senate will now return to legislative session.

MEASURES READ FIRST TIME—S.  
3994 and S. 4041

Mr. FRIST. Mr. President, I understand there are two bills at the desk, and I ask for their first reading en bloc.

The PRESIDING OFFICER. The clerk will state the bills by title.

The legislative clerk read as follows:

A bill (S. 3994) to extend the Iran and Libya Sanctions Act of 1996.

A bill (S. 4041) to protect children and their parents from being coerced into administering a controlled substance in order to attend school, and for other purposes.

Mr. FRIST. Mr. President, I ask for their second reading and, in order to place the bills on the calendar under the provision of rule XIV, I object to my own request en bloc.

The PRESIDING OFFICER. Objection is heard. The two bills will be read the second time on the next legislative day.

MEASURES PLACED ON THE CALENDAR—S. 3982, S. 3983, S. 3992, and S. 3993

Mr. FRIST. Mr. President, I understand there are four bills at the desk due for a second reading.

The PRESIDING OFFICER. The clerk will report the bills by title for a second time.

The legislative clerk read as follows:

A bill (S. 3982) to amend the Public Health Service Act to provide assured compensation for first responders injured by experimental vaccines and drugs.

A bill (S. 3983) to amend the Public Health Service Act to provide assured compensation for first responders injured by experimental vaccines and drugs and to indemnify manufacturers and health care professionals for the administration of medical products needed for biodefense.

A bill (S. 3992) to amend the Exchange Rates and International Economic Policy Coordination Act of 1988 to clarify the definition of manipulation with respect to currency, and for other purposes.

A bill (S. 3993) to amend title 18, United States Code, to provide penalties for aiming laser pointers at airplanes, and for other purposes.

Mr. FRIST. Mr. President, in order to place the bills on the calendar under the provisions of rule XIV, I object to further proceedings en bloc.

The PRESIDING OFFICER. Objection is heard. The bills will be placed on the calendar under the provisions of rule XIV.

AUTHORITY TO SIGN DULY ENROLLED BILLS OR JOINT RESOLUTIONS

Mr. FRIST. Mr. President, I ask unanimous consent that during the adjournment of the Senate, the majority leader and the senior Senator from New Mexico be authorized to sign duly enrolled bills or joint resolutions.

The PRESIDING OFFICER. Without objection, it is so ordered.

AUTHORITY TO MAKE APPOINTMENTS

Mr. FRIST. Mr. President, I ask unanimous consent that notwithstanding the upcoming recess or adjournment of the Senate, the President of the Senate, the President pro tempore, and the majority and minority leaders be authorized to make appointments to commissions, committees, boards, conferences, or interparliamentary conferences authorized by law, by